REMARKS

Appellant files this Second Amendment With Appeal along with Appellant's Substitute Appeal Brief, as provided for in MPEP 1207, in order to remove issues from appeal and avoid a remand by the Board to consider such issues. This Amendment is made to correct a minor antecedent basis issue in claim 22 under 35 USC 112. The Examiner has indicated that this Amendment to claim 22 would be entered in his Advisory Action mailed August 19, 2003. If any fees or extensions are due, please charge Deposit Account No. 50-1984.

Respectfully submitted,

Konstantine J. Diamond Registration No. 39,657

4010 East 26th Street

Los Angeles, California 90023 Telephone: (323) 262-5145 Facsimile: (323) 269-8506

Dated: September 22, 2003